

(12) INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(19) World Intellectual Property Organization  
International Bureau



(43) International Publication Date  
28 June 2001 (28.06.2001)

PCT

(10) International Publication Number  
**WO 01/47279 A2**

(51) International Patent Classification<sup>7</sup>: H04N 7/26

(21) International Application Number: PCT/US00/34819

(22) International Filing Date:  
19 December 2000 (19.12.2000)

(25) Filing Language: English

(26) Publication Language: English

(30) Priority Data:  
60/171,829 21 December 1999 (21.12.1999) US  
09/440,618 18 December 2000 (18.12.2000) US

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(81) Designated States (*national*): AE, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, CA, CH, CN, CR, CU, CZ, DE, DK, DM, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, UZ, VN, YU, ZA, ZW.

(84) Designated States (*regional*): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).

**Published:**

— Without international search report and to be republished upon receipt of that report.

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(54) Title: METHOD FOR ENHANCING DIGITAL VIDEO RECORDER TELEVISION ADVERTISING VIEWERSHIP

(57) Abstract: A method for enhancing digital video recorder television advertising viewership provides a method wherein the first or last number of seconds of a commercial break are carefully authored to provide a "teaser" to entice the viewer to watch multiple commercials during the commercial break instead of skipping the commercial break using the fast forward or jump functions of the DVR. A bookending function displays an advertisement before and/or after a program that has been recorded on the DVR's storage device is played to the viewer. The viewer selects a recorded program from the DVR's storage device to playback. Before the program is played back, an advertisement is retrieved from the storage device and is displayed before the program is run. Another advertisement is retrieved and then played after the program is over.

WO 01/47279 A2

# Method for Enhancing Digital Video Recorder Television Advertising Viewership

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## BACKGROUND OF THE INVENTION

### TECHNICAL FIELD

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The invention relates to the storing and viewing of television program material in a computer environment. More particularly, the invention relates to increasing the visibility of television advertisements in a computer environment.

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### DESCRIPTION OF THE PRIOR ART

The introduction of Digital Video Recorders (DVR) have revolutionized the television recording industry. DVRs store program material onto a storage medium that is easily accessible, reusable, and the recording does not degrade over time as with video tapes.

DVRs give the viewer an unprecedented amount of control over how the viewer watches live and recorded television programs. One of the effects of the DVRs is that as viewers watch television programs stored on the DVR's storage medium, they have a tendency to skip over the commercial breaks.

Television broadcasters and advertisers have a negative viewpoint of the advent of the DVR. The feeling is that the DVR is destroying any purpose of advertising on the broadcast medium. Primetime no longer exists because viewers are not tied to the broadcaster's schedule. DVRs allow the viewer to easily store all of his desired programs for later viewing.

Broadcasters generate their revenue through the value of the commercial spots. Advertisers feel that they are losing their potential viewership "eyes." If advertisers do not believe that there is any value in a primetime commercial spot, then the broadcasters lose large proportions of their revenue.

On the other hand, DVR service providers also generate revenue through commercials. There is an extremely large potential market for specialized advertising that is shown directly to the target audience. DVRs have the ability to  
5 evaluate the viewer's viewing preferences and make inferences as to the viewer's lifestyle. With this personal information the DVR service providers can directly target the correct audience for advertisers.

It would be advantageous to provide a method for enhancing digital video  
10 recorder television advertising viewership that allows broadcasters to retain and improve the value of a certain portion of television commercial breaks. It would further be advantageous to provide a method for enhancing digital video recorder television advertising viewership that allows DVR service providers to present advertisements to viewers that do not usurp the broadcaster's advertising space.  
15

### **SUMMARY OF THE INVENTION**

The invention provides a method for enhancing digital video recorder television  
20 advertising viewership. The system allows the broadcaster to retain and improve the value of a certain segment of television commercial breaks. In addition, the invention provides a system that allows the Digital Video Recorder (DVR) service provider to present advertisements to viewers that do not usurp the broadcaster's advertising space.

25 A client device, typified in Application Serial No. 09/126,071, owned by the Applicant, provides functionality typically associated with the present generation of DVRs, such as the storage of a large amount of video content, ability to choose and play this content on demand, and full "VCR-like" control of the  
30 delivery of the content.

The invention provides a method wherein the first or last number of seconds of a commercial break are carefully authored to provide a "teaser" to entice the viewer to watch multiple commercials during the commercial break instead of skipping the  
35 commercial break using the fast forward or jump functions of the DVR. This teaser can be a set of images or logos that indicate a commercial relating to that advertiser is present or a menu or short sequence of animations to designed catch the viewer's attention and persuade him to watch the commercial break.

Further, advertisers can also place the more important content in the first or last number of seconds of their commercials. This content will get the desired message across to the viewer in those seconds.

- 5 The invention also provides a bookending function that displays an advertisement before and/or after a program that has been recorded on the DVR's storage device is played to the viewer. The viewer selects a recorded program from the DVR's storage device to playback. Before the program is played back, an advertisement is retrieved from the storage device and
- 10 displayed before the program is run. Another advertisement is retrieved and then played after the program is over.

- The invention's bookending allows any ad material that is loaded onto the system to be displayed before and/or after any program material. Since the DVR
- 15 system knows the viewer's program preferences (*e.g.*, science fiction, police dramas) and, possibly, the viewer's personal information (*e.g.*, male, age 27, likes photography), ads can be selected based on this information and targeted to the specific audience that the viewer is a part of.

- 20 Other aspects and advantages of the invention will become apparent from the following detailed description in combination with the accompanying drawings, illustrating, by way of example, the principles of the invention.

### **BRIEF DESCRIPTION OF THE DRAWINGS**

5 Fig. 1 is a block schematic diagram of a preferred embodiment of a digital video recording system according to the invention;

Fig. 2 is a diagram of a screenshot of a user interface menu listing recorded programs according to the invention;

10 Fig. 3 is a diagram of an exemplary remote input device according to the invention;

15 Fig. 4 is a diagram of a screenshot of a program playback mode according to the invention;

Fig. 5 is a block schematic diagram showing a viewer's response to a commercial break within a program according to the invention;

20 Fig. 6 is a block schematic diagram showing the important portions of a commercial break according to the invention;

Fig. 7 is a block schematic diagram showing the important portions of a commercial according to the invention;

25 Fig. 8 is a block schematic diagram of a preferred embodiment of the invention showing the bookending concept according to the invention; and

30 Fig. 9 is a block schematic diagram of high level task viewpoint of a preferred embodiment of the invention implementing the bookending function according to the invention.

### **DETAILED DESCRIPTION OF THE INVENTION**

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The invention is embodied in a method for enhancing digital video recorder television advertising viewership in a computer environment. A system according to the invention allows the broadcaster to retain and improve the value

of a certain segment of television commercial breaks. In addition, the invention provides a system that allows the Digital Video Recorder (DVR) service provider to present advertisements to viewers that do not usurp the broadcaster's advertising space.

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Referring to Fig. 1, time-shifting devices, or DVRs, take as input television broadcast signals from multiple signal sources. One such method is described in Application No. 09/126,071 entitled "Multimedia Time Warping System" owned by the Applicant. The input Section 101 selects the input source and directs the signal to the Digital Encoder 102. If the signal source is analog, the Digital Encoder 102 converts the analog signal to a digital form, *e.g.*, MPEG2. For digital signals such as digital satellite feeds, the Digital Encoder 102 can directly store the digital signal or convert the digital signal to a different sample rate.

10

Digital signals are stored on a persistent storage device 103, *e.g.*, a magnetic hard disk or RAM device. Multiple programs are stored on the storage device 103 and are easily accessed by the viewer. The viewer selects the desired program stored on the storage device 103 through the Viewer Interface 104.

15

The selected program is accessed from the storage device 103 and decoded into analog form for presentation onto a television set by the Decode module 105. If the display is a digital monitor, for example, the Decode module 105 converts the stored program into the proper digital format. The Output module 106 presents the Decode module's 105 output into an acceptable signal format (analog or digital) to the viewer's television or monitor.

20

25

With respect to Figs. 2 and 3, the invention presents the viewer with a list 201 of the programs stored on the storage device. The viewer highlights the desired program using a remote input device 301. The program is then selected when the viewer presses the select button 302. Each program is randomly accessible, a program may be viewed and deleted irrespective of its recorded sequence. This is unlike video cassette tapes that do not give the viewer the convenience of easily accessing a particular recorded program on a tape or inserting new recordings amidst a populated tape.

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Referring to Fig. 4, DVRs allow the viewer to perform many trick play functions 401 on the program being viewed. The viewer can fast forward and rewind at multiple speeds, pause, single step, slow play, etc. through the program material.

The invention of time-shifting devices for television programs has also created the opportunity for television viewers to fast-forward through commercial advertisements if the viewer is watching a recorded program, or a live, cached  
5 program where the current viewing position is delayed from the current real-time television broadcast.

Since there is little economic incentive for viewers to watch commercials in those cases, the value of the space made available for advertising drops precipitously.  
10 However, in examining the behavior of viewers, it is apparent that a newly valuable advertising space has been created at the beginning or ending of a commercial break.

With respect to Fig. 5, a preferred embodiment of the invention provides a  
15 method for enhancing the viewership of television ads on a DVR by taking into account the viewer's interaction with the inherent operation of the DVR. Whether the technique is a visual fast-forward (TiVo) or fixed-time (*e.g.*, 30 seconds) skip function (ReplayTV), there is a delay from when the viewer realizes 502 that the program material has ended and advertising has begun 501, and when the  
20 viewer starts skipping the commercial using the remote input device 503. Several factors are involved in the viewer's response time. The viewer must first recognize 502 that the program material has ended 501. Once the viewer realizes that the event has occurred, he must then press a button 503 on the remote input device.

25 Often, the time span 507 from the end of the program 501 to the point where the viewer has pressed the button 503 is tens of seconds long. Thus, the first few seconds of any commercial break become extremely valuable as an opportunity to get the viewer to NOT skip the commercial break. Advertisers will pay  
30 additional money for the opportunity to occupy this space in the commercial breaks.

Similarly, when fast-forwarding or skipping, it is typical that the viewer will not be able to precisely skip to the beginning of the program material 505. When  
35 examining viewer behavior, most viewers will skip forward 506, then back up 504 into the preceding commercial break a few seconds in order to view all of the program material from the point where it starts 505. Therefore, the last few seconds of a commercial break 508 become extremely valuable, since it is an

opportunity to persuade the viewer to rewind into the commercial break and view advertisements.

5 Referring to Fig. 6, the invention provides a method wherein the first few seconds 601 or last few 602, are carefully authored to provide a "teaser" to entice the viewer to watch multiple commercials during the break 603. This teaser might be a set of images or logos that indicate a commercial relating to that advertiser is present or a menu or short sequence of animations to designed catch the viewer's attention and persuade him to watch the commercial break.

10

With respect to Fig. 7, advertisers can also place the more important content in the first 702 or last 703 number of seconds of their commercials 701. This content will be able to get the desired message across to the viewer in those seconds. Given this model, content providers are able to charge advertisers a  
15 higher rate to place their commercials at the beginning or the end of a commercial break.

Further, one can imagine using the CC tagging technology as described in Application No. 09/665,921 entitled "Closed Caption Tagging System" owned  
20 by the Applicant, or similar technology such as ATVEF or Wink, to automatically pause the program being watched immediately at the beginning (or end) of the commercial break, with the frame being displayed containing a menu of the advertisements in the commercial break. The viewer might simply skip forward, or choose a particular commercial via a menu-like overlay on top of the broadcast  
25 image using the on screen display (OSD).

Another method used is described in Application No. 09/187,967 entitled "Analog Video Tagging and Encoding System." The network content provider authors an invisible tag at the beginning of the "pod" (the sequence of ad avails)  
30 that tells a decoder (such as TiVo's Time Warping System) what all the commercials in the pod are, thereby allowing the decoder to display an instant menu of ads.

Further, it is possible using the CC tagging technology, or similar techniques, to  
35 cause an "auto-pause" capability. For example, instead of presenting a menu, a short "teaser" image or multi-frame video could introduce an advertisement, and then automatically pause. The viewer might hit "play" to watch the advertisement or fast-forward to skip to the next advertisement, which would present a similar teaser and then pause. With a just few button presses, the viewer could skip the



commercial break and start the program, or watch one or more advertisements in the break.

5 As noted above, the invention stores program material on a storage medium. A viewer accesses the programs through a user menu. The viewer selects the desired program by highlighting the appropriate program and pressing the select button. Once the program is selected, it is then displayed.

10 Referring to Fig. 8, "bookending" concerns the display of the program material 802. The program 802 is indexed and retrieved from the Storage Device 801. Before the program 802 is displayed an ad 803 is first displayed before the program is run. Another ad 804 is then played after the program is over. The invention's bookending allows any ad material that is loaded onto the system to be displayed before and/or after any program material. The ads and program  
15 material 805 are displayed to the viewer 806.

The ads are stored on the Storage Device 801, indexed and, optionally, stored along with the characteristics of each ad. The choice is up to the DVR system or provider as to whether an ad is played before, after, or both before and after any  
20 program material.

With respect to Fig. 9, the invention stores program material and ads on the storage device 903. The Viewer Interface module 901 displays the list of stored programs to the viewer and accepts the viewer program selections. The  
25 Playback Program module 902 finds and extract the selected program from the Storage Device 903.

Bookending ads are selected by the Bookend Program module 904. The Bookend Program module 904 decides whether to display an ad before and/or  
30 after the program material - configurable by the DVR service provider. Each ad is selected from the Storage Device 903 by the Bookend Program module 904.

The Playback Program module 902 makes a request to the Bookend Program module 904 for an ad to display. The request is made before and after the  
35 Playback Program module 902 displays the program material. If an ad is passed to the Playback Program module 902 by the Bookend Program module 904, then it is displayed. Otherwise, the Playback Program module 902 continues on without displaying an ad.

- Since the DVR system knows the viewer's program preferences (e.g., science fiction, police dramas) and, possibly, the viewer's personal information (e.g., male, age 27, likes photography), ads can be selected by the Bookend Program module 904 based on this information. The Bookend Program module
- 5 904 selects ads targeted to the specific audience that the viewer is a part of. This allows the DVR service provider to charge advertisers for targeted advertising which is much more valuable than shotgun advertising that occurs in normal television commercial breaks.
- 10 Ads are downloaded onto the Storage Device 903 via a modem, Ethernet, recorded at a predetermined time from an input source, etc. by the Download Ads module 905. The DVR can request ads from a central server or record certain groups of ads for the viewer's target audience.
- 15 Although the invention is described herein with reference to the preferred embodiment, one skilled in the art will readily appreciate that other applications may be substituted for those set forth herein without departing from the spirit and scope of the present invention. Accordingly, the invention should only be limited by the Claims included below.

**CLAIMS**

1. A process for enhancing the viewership of television advertisements in a digital video recorder (DVR) environment, comprising the steps of:  
5 partitioning the beginning and end of each commercial break in a program segment;  
wherein each partition is of a predetermined length of time; and  
wherein said beginning and end partitions are carefully authored to  
10 provide a teaser to entice the viewer to watch multiple commercials during the break.
2. The process of claim 1, wherein said teaser is a set of images or logos that indicate a commercial relating to a particular advertiser is present.  
15
3. The process of claim 1, wherein said teaser is a menu or short sequence of animations designed to catch the viewer's attention and persuade him to watch the commercial break.
- 20 4. A process for enhancing the viewership of television advertisements in a digital video recorder (DVR) environment, comprising the steps of:  
partitioning the beginning and end of a television advertisement;  
wherein each partition is of a predetermined length of time; and  
wherein said beginning partition and said end partition contain the more  
25 important content designed to get the desired message across to the viewer in the predetermined length of time.
5. A process for enhancing the viewership of television advertisements in a digital video recorder (DVR) environment, comprising the steps of:  
30 providing a storage device;  
recording television program material onto said storage device;  
receiving advertisements from an external source;  
storing said advertisements on said storage device;  
selecting an advertisement from said storage device;  
35 playing back said television program material from said storage device to the viewer; and  
wherein said playing back step displays said advertisement to the viewer before and/or after said television program material is played back to the viewer.

6. The process of claim 4, wherein said selecting step selects said advertisement based on the viewer's viewing preferences and/or personal data.
- 5 7. The process of claim 4, wherein said selecting step selects an advertisement to be displayed after said television program material is played back to the viewer that is different than the advertisement displayed before said television program material is played back to the viewer.
- 10 8. An apparatus for enhancing the viewership of television advertisements in a digital video recorder (DVR) environment, comprising:  
a storage device;  
a module for recording television program material onto said storage device;  
15 a module for receiving advertisements from an external source;  
a module for storing said advertisements on said storage device;  
a module for selecting an advertisement from said storage device;  
a module for playing back said television program material from said storage device to the viewer; and  
20 wherein said playing back step displays said advertisement to the viewer before and/or after said television program material is played back to the viewer.
9. The process of claim 7, wherein said selecting module selects said advertisement based on the viewer's viewing preferences and/or personal data.
- 25 10. The process of claim 7, wherein said selecting module selects an advertisement to be displayed after said television program material is played back to the viewer that is different than the advertisement displayed before said television program material is played back to the viewer.
- 30 11. A program storage medium readable by a computer, tangibly embodying a program of instructions executable by the computer to perform method steps for enhancing the viewership of television advertisements in a digital video recorder (DVR) environment, comprising the steps of:  
35 providing a storage device;  
recording television program material onto said storage device;  
receiving advertisements from an external source;  
storing said advertisements on said storage device;  
selecting an advertisement from said storage device;

playing back said television program material from said storage device to the viewer; and

wherein said playing back step displays said advertisement to the viewer before and/or after said television program material is played back to the viewer.

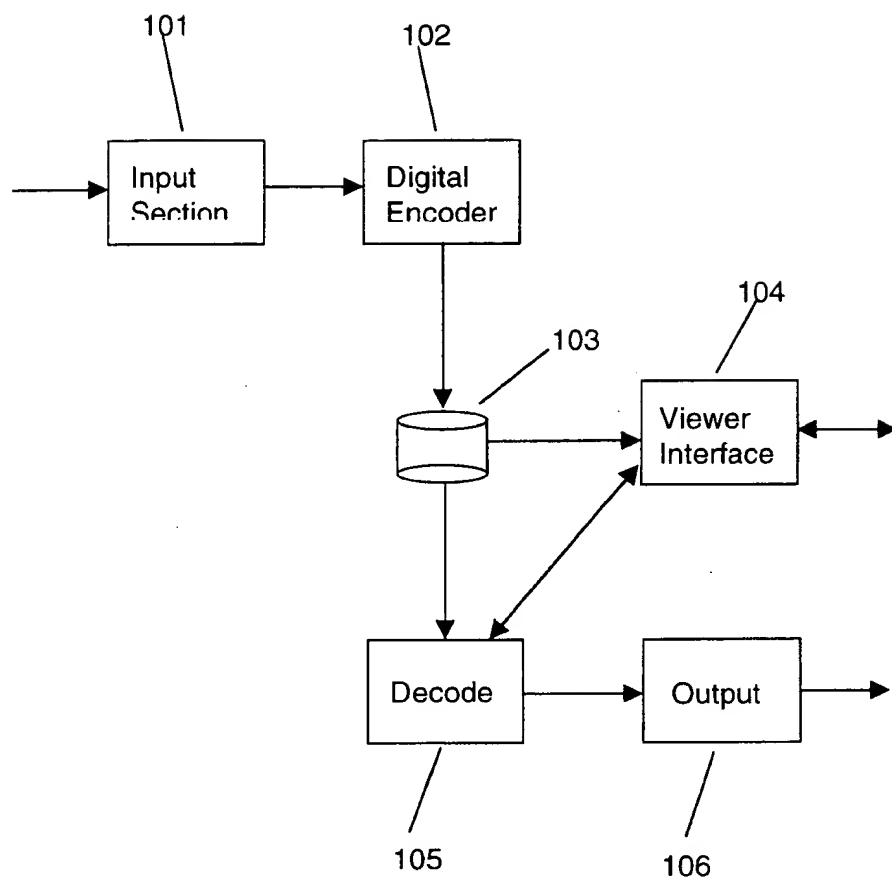
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12. The method of claim 10, wherein said selecting step selects said advertisement based on the viewer's viewing preferences and/or personal data.

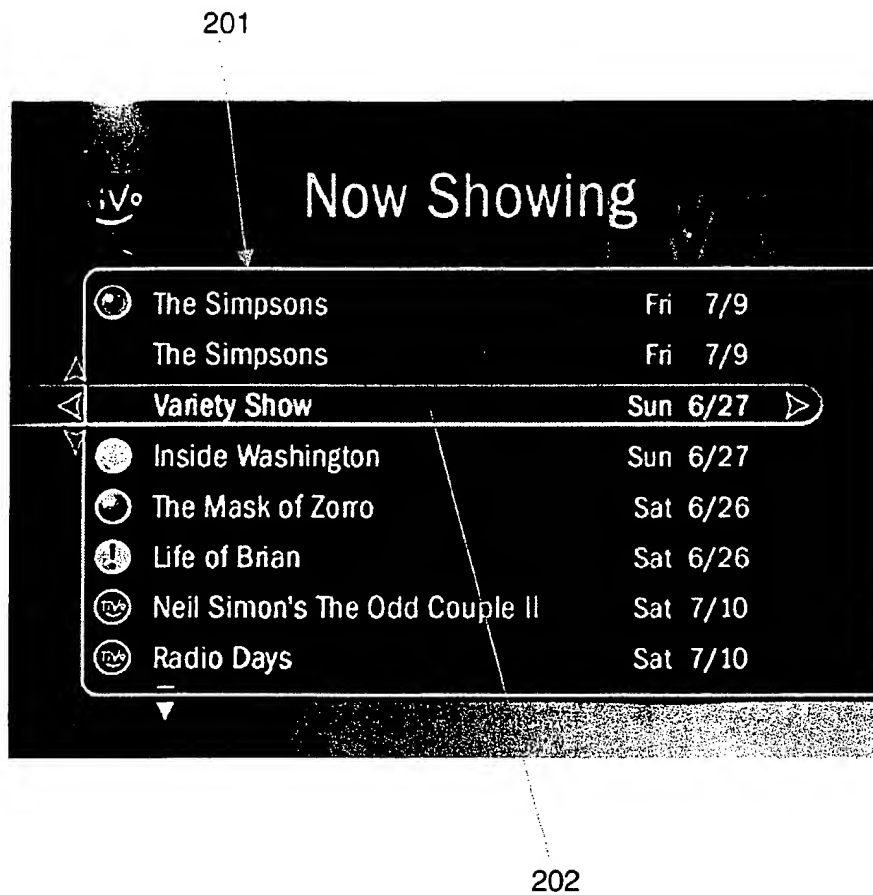
10

13. The method of claim 10, wherein said selecting step selects an advertisement to be displayed after said television program material is played back to the viewer that is different than the advertisement displayed before said television program material is played back to the viewer.

1/9

Fig. 1

2/9

Fig. 2

3/9

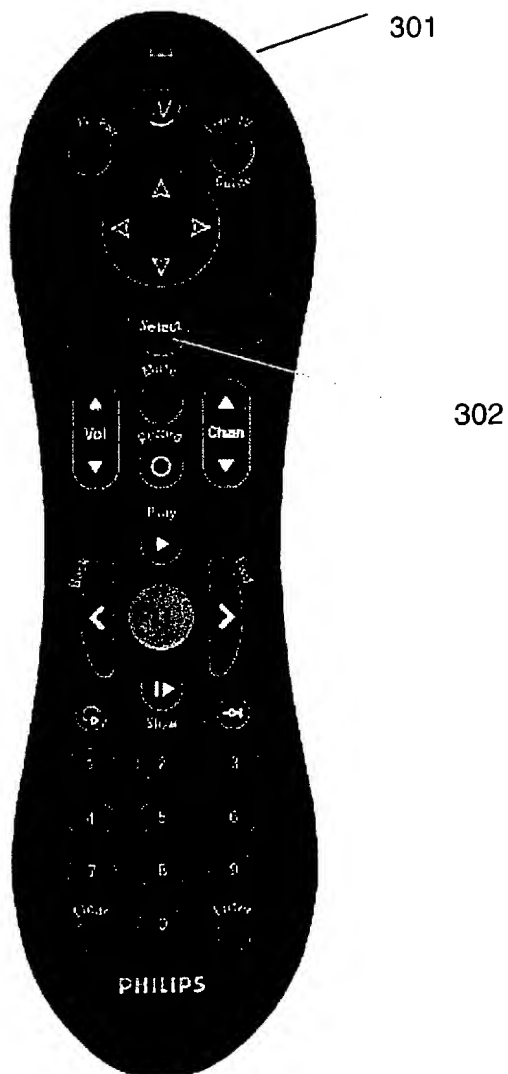


Fig. 3



4/9

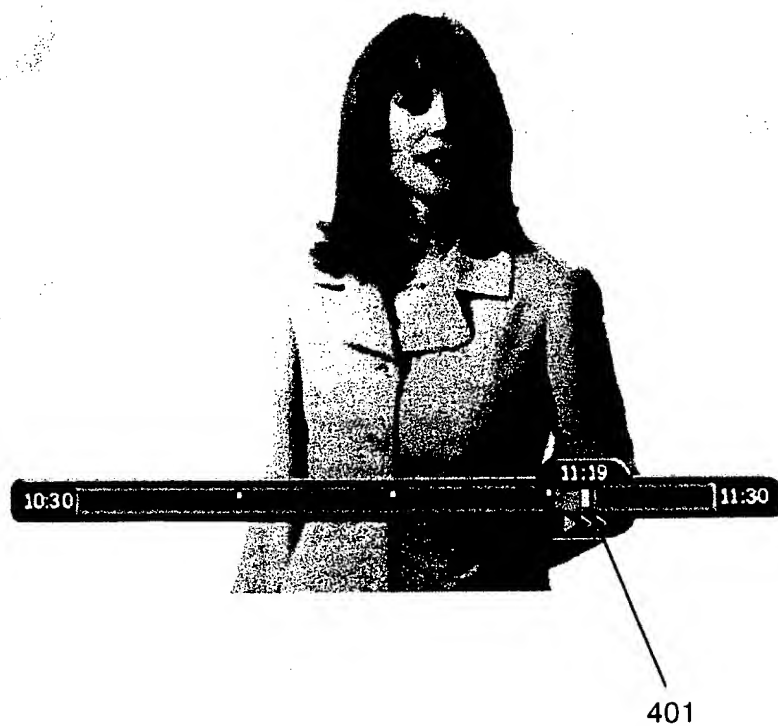
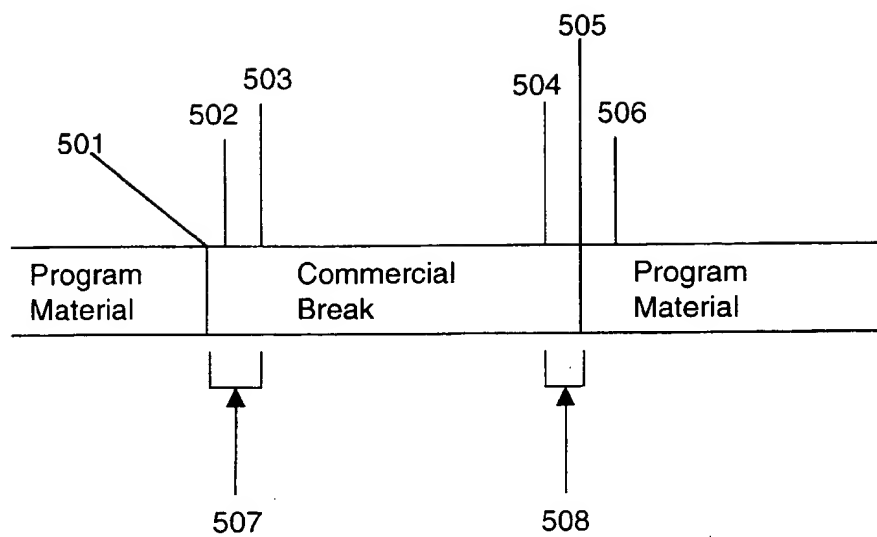
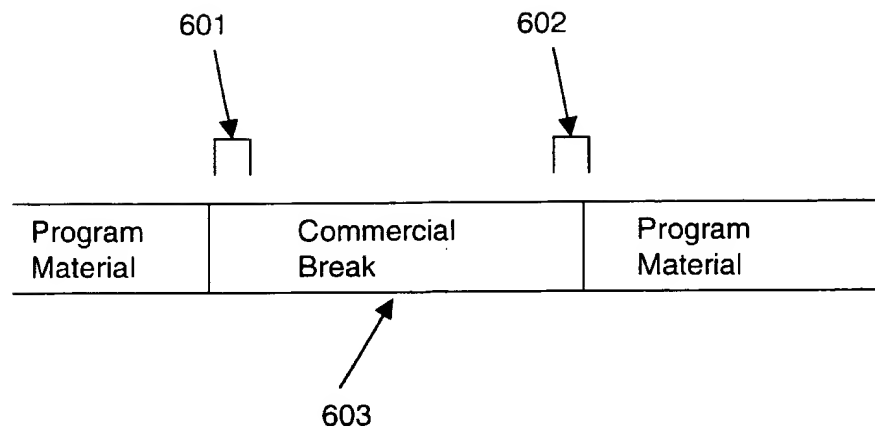


Fig. 4

5/9

Fig. 5

6/9

Fig. 6

7/9

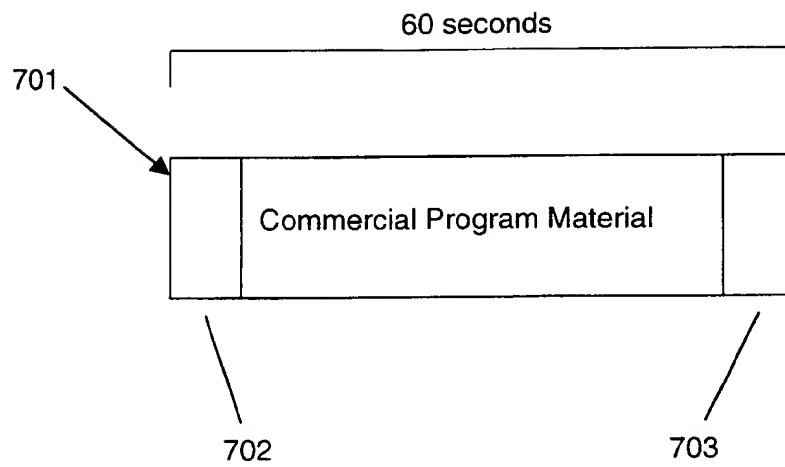
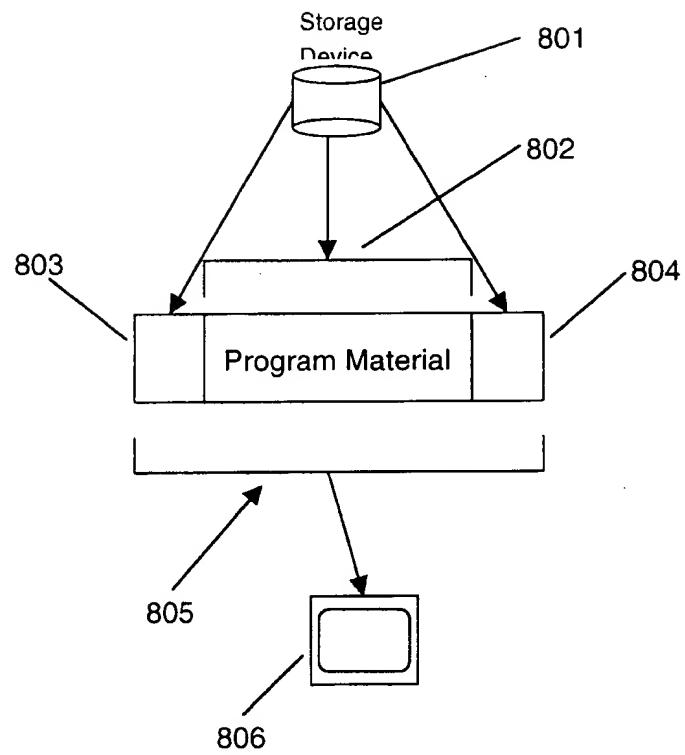
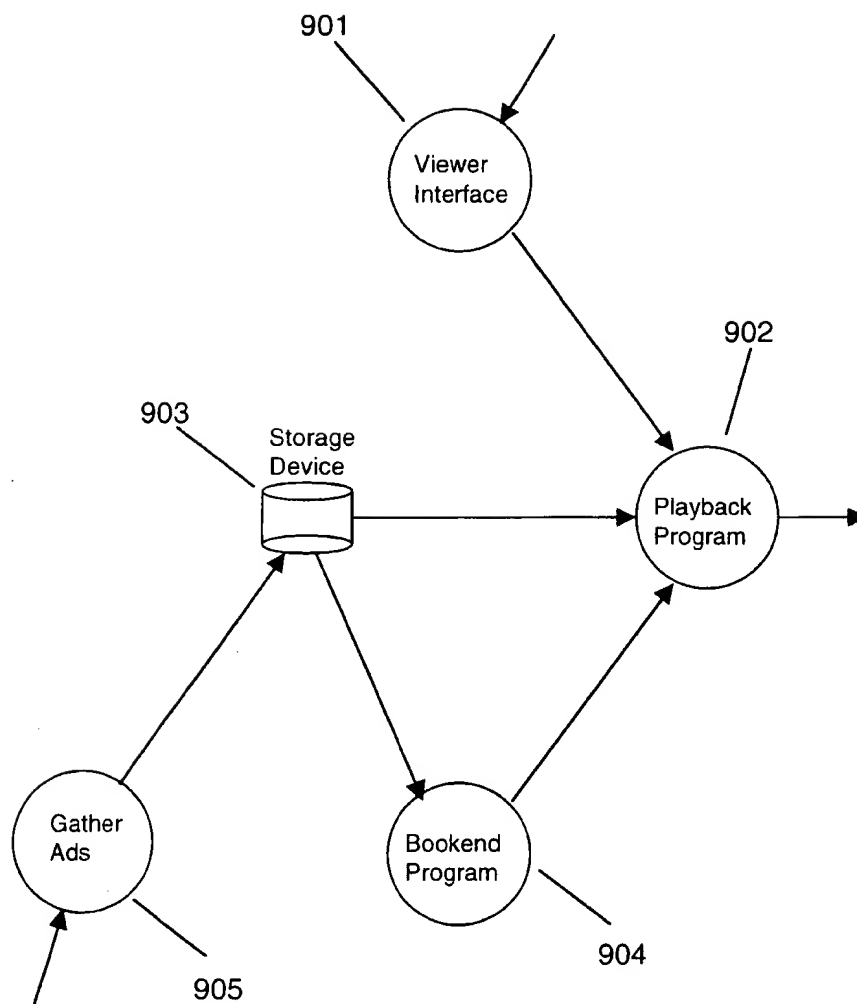


Fig. 7

8/9

Fig. 8

9/9

Fig. 9

(12) INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(19) World Intellectual Property Organization  
International Bureau



(43) International Publication Date  
28 June 2001 (28.06.2001)

PCT

(10) International Publication Number  
**WO 01/47279 A3**

(51) International Patent Classification<sup>7</sup>: H04N 5/76, 5/782

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(84) Designated States (*regional*): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).

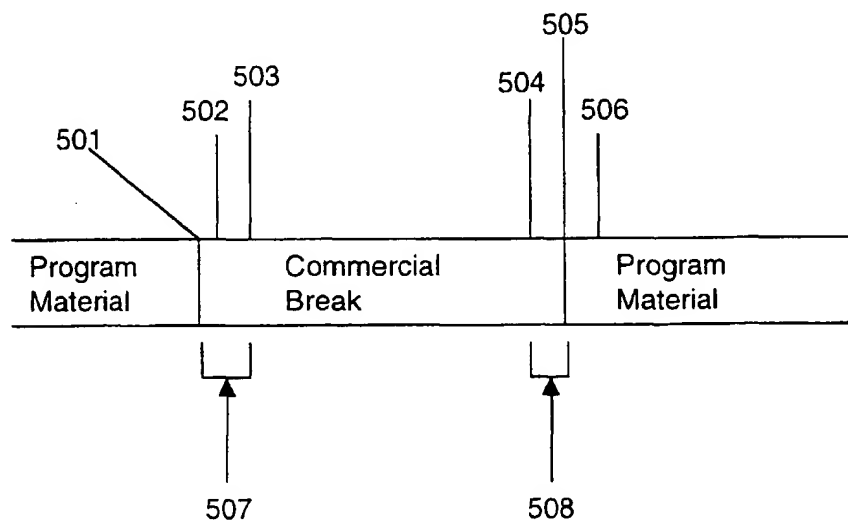
**Published:**

— with international search report

(88) Date of publication of the international search report:  
17 January 2002

*For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.*

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(57) Abstract: A method for enhancing digital video recorder television advertising viewership provides a method wherein the first or last number of seconds of a commercial break are carefully authored to provide a "teaser" to entice the viewer to watch multiple commercials during the commercial break instead of skipping the commercial break using the fast forward or jump functions of the DVR. A bookending function displays an advertisement before and/or after a program that has been recorded on the DVR's storage device is played to the viewer. The viewer selects a recorded program from the DVR's storage device to playback. Before the program is played back, an advertisement is retrieved from the storage device and is displayed before the program is run. Another advertisement is retrieved and then played after the program is over.

WO 01/47279 A3

# INTERNATIONAL SEARCH REPORT

International Application No

PCT/US 00/34819

A. CLASSIFICATION OF SUBJECT MATTER  
IPC 7 H04N5/76 H04N5/782

According to International Patent Classification (IPC) or to both national classification and IPC

## B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 H04N

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, PAJ

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 5 271 626 A (LLENAS MONTSERRAT H ET AL) 21 December 1993 (1993-12-21) column 2, line 66 -column 3, line 35 column 6, line 13 - line 28 column 7, line 32 - line 49 ---	1,4
X	WO 99 30493 A (COGENT TECHNOLOGY INC) 17 June 1999 (1999-06-17) page 7, line 8 - line 14 page 13, line 2 - line 14 page 31, line 16 -page 32, line 2 --- -/--	5,6,8,9, 11,12

☒ Further documents are listed in the continuation of box C.

☒ Patent family members are listed in annex.

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14 June 2001

Date of mailing of the international search report

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Name and mailing address of the ISA

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# INTERNATIONAL SEARCH REPORT

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## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	<p>"TiVo Inc. and General Motors Announce Charter Advertising Partner Agreement"  'ONLINE!',  16 February 1999 (1999-02-16), pages 1-2,  XP002164883  Retrieved from the Internet:  &lt;URL:www.tivo.com/news/pr_detail.asp?article=9424&amp;frames=no&gt;  'retrieved on 2001-04-04!  the whole document  ---</p>	1-4
A	<p>"Metabyte announces personalized TV software"  'ONLINE!',  21 January 1999 (1999-01-21), XP002154116  the whole document  ---</p>	1,4
A	<p>WO 98 03016 A (INTERACTIVE PICTURES CORP  ; MARTIN H LEE (US); GRANTHAM H CRAIG (US)  22 January 1998 (1998-01-22)  page 7, line 2 - line 11  page 9, line 20 - line 21  -----</p>	5,6,8,9, 11,12

# INTERNATIONAL SEARCH REPORT

International application No.  
PCT/US 00/34819

## Box I Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet)

This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1. ☐ Claims Nos.:  
because they relate to subject matter not required to be searched by this Authority, namely:
2. ☐ Claims Nos.:  
because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:
3. ☐ Claims Nos.:  
because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

## Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

see additional sheet

1. ☒ As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.
2. ☐ As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3. ☐ As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
4. ☐ No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

### Remark on Protest

- ☐ The additional search fees were accompanied by the applicant's protest.
- ☒ No protest accompanied the payment of additional search fees.

**FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210**

This International Searching Authority found multiple (groups of) inventions in this international application, as follows:

1. Claims: 1-4

designing a commercial break

2. Claims: 5-13

inserting advertisements during playback

# INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/US 00/34819

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
US 5271626 A	21-12-1993	AU 3931293 A WO 9320914 A	18-11-1993 28-10-1993
WO 9930493 A	17-06-1999	US 6029045 A AU 1812999 A	22-02-2000 28-06-1999
WO 9803016 A	22-01-1998	AU 3958897 A	09-02-1998